

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 18 1989

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... AUG 18 1989

The applicant..... City of Elko, Nevada

1751 College Avenue....., of Elko.....
Street and No. or P.O. Box No. City or Town

Nevada 89801....., hereby make.... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground Well No. 37
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 5.0 CFS.....second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Municipal Water Supply (City of Elko Water System)
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... NW¼ of the NE¼ of Section 22, T. 34
Describe as being within a 40-acre subdivision of public

N., R. 55 E., M.D.B.&M., at a point from which the NW corner of said Section 22
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

bears N. 71° 03' 13" W., 3,678.21 feet.

6. Place of use..... See Attachment
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about..... January 1.....and end about..... December 31....., of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Drilled well, pump and motor, and through
State manner in which water is to be diverted, i.e. diversion structure, ditches and

12" ductile iron pipe into the Elko City water system.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$100,000

10. Estimated time required to construct works..... 3 years

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Underground Well No. 37 will be used for municipal water supply to the

City of Elko (Population of approximately 16,500 people).

Boyack Surveying, Agent

By s/ Robert E. Morley

Robert E. Morley

515 South Fifth Street

Elko, NV 89801

Compared..... pm/CC bp/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 48277, 52854 and 53765 shall not exceed 433.882 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 5.0..... cubic feet per second., but not to exceed 433.882 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... January 12, 1992

Proof of completion of work shall be filed on or before..... February 12, 1992

Application of water to beneficial use shall be made on or before..... January 12, 2000

Proof of the application of water to beneficial use shall be filed on or before..... February 12, 2000

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 12th..... day of..... January.....

Cultural map filed.....

A.D. 19..... 90.....

Certificate No..... Issued.....

Peter G. Morros
State Engineer

CITY OF ELKO - WELL NO. 37

PLACE OF USE FOR APPLICATION

Portions of the W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30; Portions of NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T 35 N, R 56 E, MDB & M. A portion of E $\frac{1}{2}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, T 35 N, R 55 E, MDB & M.; A portion of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, T 34 N, R 56 E, MDB & M.; NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$, Portions of S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1; Portions of NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2; SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, A portion of NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; SE $\frac{1}{4}$ of Section 4; A portion of SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8; All of Sections 9, 10 and 11; A portion of NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12; All of Sections 13, 14, 15 and 16; E $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, A portion of N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 17; N $\frac{1}{2}$ NE $\frac{1}{4}$, Portions of S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20; NE $\frac{1}{4}$, Portions of NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 21; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22; N $\frac{1}{2}$ of Section 23; NW $\frac{1}{4}$ of Section 24, All in T 34 N, R 55 E, MDB & M.